

AO 440 (Rev. 02/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Southern District of Mississippi

Terri Paige Riley

Plaintiff

v.

Blue Cross & Blue Shield of MS and The Electric
Power Association of MS Group Benefits Trust

Defendant

Civil Action No. *3:09CV674/HTW-LRA*

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Blue Cross & Blue Shield Of MS
Attn: John H. Proctor
3545 Lakeland Dr.
Flowood, MS 39232

A lawsuit has been filed against you.

Within 20 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

M3eand

Signature of Clerk or Deputy Clerk

Date: _____

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Civil Action No. _____

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) Blue Cross Blue Shield of MS
 was received by me on (date) 12-7-09.

☐ I personally served the summons on the individual at (place) _____
 on (date) _____; or

☐ I left the summons at the individual's residence or usual place of abode with (name) _____
 _____, a person of suitable age and discretion who resides there,
 on (date) _____, and mailed a copy to the individual's last known address; or

☒ I served the summons on (name of individual) John H. Proctor (via Scott Williams), who is
 designated by law to accept service of process on behalf of (name of organization) Blue Cross Blue
 Shield of MS on (date) 12-07-09; or

☐ I returned the summons unexecuted because _____; or

☐ Other (specify): _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 12-7-09

Mack D. Lofton
 Server's signature
MAC K D LOFTON
 Printed name and title
144 W. McDOWEN Rd
JACKSON MS 39204
 Server's address

Additional information regarding attempted service, etc: